


1 The duties of the district court in connection with a magistrate judge's R&R are set
 2 forth in Rule 72(b) of the Federal Rules of Civil Procedure and 28 U.S.C. § 636(b)(1).
 3 Where the parties object to a R&R, "[a] judge of the [district] court shall make a de novo
 4 determination of those portions of the [R&R] to which objection is made." 28 U.S.C. §
 5 636(b)(1); *see Thomas v. Arn*, 474 U.S. 140, 149–50, 106 S. Ct. 466, 88 L. Ed. 2d 435
 6 (1985). When no objections are filed, the district court need not review the R&R de novo.
 7 *Wang v. Masaitis*, 416 F.3d 992, 1000 n.13 (9th Cir. 2005); *United States v. Reyna–Tapia*,
 8 328 F.3d 1114, 1121–22 (9th Cir. 2003) (en banc). A district court may nevertheless
 9 "accept, reject, or modify, in whole or in part, the findings or recommendations made by
 10 the magistrate judge." 28 U.S.C. § 636(b)(1); *Wilkins v. Ramirez*, 455 F. Supp. 2d 1080,
 11 1088 (S.D. Cal. 2006); *Or. Natural Desert Ass'n v. Rasmussen*, 451 F. Supp. 2d 1202,
 12 1205 (D. Or. 2006).

13 Accordingly, the Court ADOPTS the R&R in its entirety. (Doc. No. 19.) For the
 14 reasons stated in the R&R, which are incorporated herein by reference, the Court
 15 GRANTS Plaintiff's motion for summary judgment, (Doc. No. 16), DENIES Defendant's
 16 cross-motion for summary judgment, (Doc. No. 18), and REMANDS the case to the
 17 Social Security Administration for proceedings consistent with the R&R. Upon remand,
 18 the Clerk of Court will close the district court case file.

19
 20 IT IS SO ORDERED.

21
 22 DATED: May 20, 2013

23 
 24 Hon. Anthony J. Battaglia
 25 U.S. District Judge
 26
 27
 28